Government Appeal No. 1088 of 2001
(Old No. 3417 of 1984)

Hon'ble Irshad Hussain, J.

Heard Sri A. Rub learned Additional Government Advocate and perused the record.

This government appeal was preferred against the judgment and order dated 4.9.1984 passed by the Chief Judicial Magistrate, Pauri Garhwal whereby the respondents-accused were discharged of the offence under section 14(1) and (2) of the Sales Tax Act, in view of the fact that the complaint was barred by the provision of section 468 of the Code of Criminal Procedure. The lower court record had been weeded out and even otherwise the complaint was lodged after expiry of the period of limitation.

Considering this the appeal lack merit and is hereby dismissed.

(Irshad Hussain, J.)

Dated: 18-05-2004
ISB